

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Kearney County,        ) Application No. 911-023.19  
Minden, seeking funding approval        )  
for recurring and non-recurring        ) ORDER APPROVING FUNDING  
costs associated with Enhanced        )  
Wireless 911 implementation.        )  
  ) Entered: August 5, 2008

BY THE COMMISSION:

By written request for funding received July 28, 2008, Kearney County, Benkelman, (Kearney County) seeks funding from the Enhanced Wireless 911 Fund (Fund) for implementing and providing enhanced wireless 911 service.

In its application, Kearney County seeks non-recurring costs in the amount of **\$6,650.00**, for software upgrade for its TCI equipment and one-year of maintenance covering the period of July 1, 2008 through June 30, 2009. Platte Valley Communications of Kearney, Inc. will provide the upgrade and maintenance. Kearney County has provided supporting documentation for the request.

The Enhanced Wireless 911 Advisory Board considered Kearney County's request at its July 14, 2008 meeting and recommended that the Commission approve payment in full.

O P I N I O N       A N D       F I N D I N G S

This request for additional funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-470. (Cum. Supp. 2006), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002 and the Interim Policy established in Progression Order No. 1 in Commission Docket No. 911-017/PI-116, entered February 13, 2007 (Interim Policy).

Based upon the request for funding, supporting documentation, and in consideration of the recommendation of the Advisory Board, the Commission is of the opinion and finds that costs requested, subject to the limitations set forth below, are eligible under Neb. Rev. Stat. § 86-465 as all costs have been incurred or will be incurred for the purchase, installation, maintenance or operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

The Commission finds that maintenance of the equipment and software is essential to ensure the proper operation of the statewide 911 system and should be funded to the extent funds

are available during this interim period, subject to change based upon the availability of funds and the permanent funding mechanism.

The Commission finds that payment should be made to Kearney County, or its designee, in the amount of **\$6,650.00** for non-recurring costs.

Approval of all amounts is subject to the limitations set forth herein.

The Commission reserves the right to modify any payments associated with this funding request consistent with amendments to the Interim Policy or the establishment of a permanent funding mechanism.

If the Nebraska Legislature fails to appropriate or authorize the expenditure of sufficient funds to provide for the payment of costs from the Fund or, if a lawful order issued in or for any fiscal year reduces the funds appropriated or authorized in such amounts as to preclude making the payments from the Fund, the Commission will not be responsible for any costs not reimbursed by the Fund.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the request for funding of Kearney County shall be granted.

IT IS FURTHER ORDERED that the Commission shall remit to Kearney County, or its designee, from the Enhanced Wireless 911 Fund **\$6,650.00**, for non-recurring costs as described herein.

MADE AND ENTERED at Lincoln, Nebraska this 5th day of August, 2008.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chair

ATTEST:

Executive Director